IN THE HIGH COURT OF JUDICATURE OF BOMBAY

CIVIL APPELLATE JURISDICTION

APPEAL FROM ORDER No. 270 of 2006

Sunil Vishnu Takle .. Appellant
versus
M/s.Maruti Enterprises & ors. .. Respondents

...

Mr.R.S. Apte for the appellant
Ms.Ashlesh S. Gondhalkar for the respondent nos.1 to 3

CORAM : D.G. KARNIK, J

DATED : 23rd November 2006

P.C.:

1. Mr.Apte learned counsel for the appellant states that appellant wants to apply for amendment of the plaint. He therefore seeks leave to withdraw the appeal with liberty to apply in the trial court for amendment of the plaint.

2. The appeal is against an interlocutory order. Therefore if the plaintiff makes any application for amendment in the trial court, the trial court shall consider it on its own merits. With this observation, appeal is disposed of as withdrawn.

(D.G. KARNIK, J)